

# The Orissa Gazette



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PANCHAYATI RAJ DEPARTMENT

NOTIFICATION

The 15th February 2007

No. 4949—RE-73/2005(Pt. IV)-P.R.—The following draft of certain rules which the State Government propose to make in exercise of the powers conferred by Section 32 of the National Rural Employment Guarantee Act, 2005 (Act 42 of 2005), is hereby published as required by sub-section (1) of the said Section for the information of all persons likely to be affected thereby ; and notice is hereby given that the said draft will be taken into consideration on or after the expiry of a period of 15 (fifteen) days from the date of publication of this notification in the *Orissa Gazette*.

Any objection or suggestion, which may be received from any person in respect of the said draft before the expiry of the period so specified above will be considered by the State Government.

## DRAFT RULES

### 1. Short Title & Commencement

- (1) These rules may be called as National Employment Guarantee (Orissa Rural Employment Guarantee Council-Constitution & Function) Rules, 2007.
- (2) They shall come into force on such date as the State Government may by notification appoint.

### 2. Definitions

In these rules, unless the context otherwise requires,—

- (a) 'Act' means the National Rural Employment Guarantee Act, 2005 (Act 42 of 2005) ;
- (b) 'District Programme Co-ordinator' means the Chief Executive Officer of the Zilla Parishad in the district ;
- (c) 'Programme Officer' means the Executive Officer of the Panchayat Samiti in the Block ;
- (d) 'Scheme' means the 'Orissa Rural Employment Guarantee Scheme' notified under Section 4 of the Act, (OREGS) ;
- (e) 'State Council' means the Orissa Rural Employment Guarantee Council constituted under Section 12 of the Act ;
- (f) All other words and expressions used in these rules but not defined shall have the meaning respectively assigned to them in the Act and Scheme.

### 3. Constitution of State Council

The State Council shall be constituted with the Chief Minister as the Chairman, the Minister, Panchayati Raj as the *ex officio* Vice-Chairman and with the following official and non-official members, namely :—

#### Official Members :

- (1) Chief Secretary
- (2) Development Commissioner & Secretary, Planning & Co-ordination
- (3) Agriculture Production Commissioner
- (4) Principal Secretary/Secretary, Finance
- (5) Principal Secretary/Secretary, Rural Development
- (6) Principal Secretary/Secretary, Labour
- (7) Principal Secretary/Secretary, Forest & Environment
- (8) Principal Secretary/Secretary, Works
- (9) Principal Secretary/Secretary, Water Resources
- (10) Principal Secretary/Secretary, S.C. & S.T. Development
- (11) Principal Secretary/Secretary, Law
- (11) Principal Secretary/Secretary, Panchayati Raj and State Programme Co-ordinator and Member-Secretary of the Council.

#### Non-Official Members :

- (a) One Sarpanch of Grama Panchayat
- (b) One Chairperson of Panchayat Samiti
- (c) One President of Zilla Parishad
- (d) Four persons from organization of workers and disadvantaged groups

### 4. Manner of appointment and term of non-official members

- (1) The Chairman shall nominate the non-official members
- (2) The Sarpanch of the Grama Panchayat, Chairperson of Panchayat Samiti and President of Zilla Parishad who shall be nominated to the Council shall have a three-year term. Where the nomination is by designation, the successor in office shall be a member for the remainder of the term.
- (3) The nomination of representative of workers and disadvantaged groups will be for a period of three years. Where the nomination is made by designation the successor will be a member for the remainder of the term.
- (4) Not less than one-third of the non-official members shall be women
- (5) Not less than one-third of the non-official members shall belong to the Scheduled Castes, Scheduled Tribes and other Backward Classes.
- (6) The State Government may renew/extend the term of non-official member up to five years. The same person can be renominated even after five years.
- (7) The non-official members will be entitled to T.A./D.A. and other perks as admissible to Class-I Officers of the State, (1st grade).

### 5. Constitution of Committees

The Chairman of the State Council will constitute such number of Committees to assist the Council in discharge of its duties and functions as required. The Committees will meet as often as possible and ordinarily the recommendations of the Committee will be placed before the Council for approval and implementation. In case of exigency with the approval of Chairman, the recommendation of the Committees will be implemented and the same will be ratified in the next meeting of the State council.

### 6. The functions of the State Council

(1) The functions of the State Council will be as follows—

- (a) Advising the State Government on all matters concerning the scheme and its implementation in the State ;
- (b) Determining the preferred works ;
- (c) Reviewing the monitoring and redressal mechanisms from time to time and recommending improvements ;
- (d) Promoting the widest possible dissemination of information about this Act and the Schemes under it ;
- (e) Monitoring the implementation of the Act and the Scheme in the State and co-ordinating such implementation with the Central Council ;
- (f) Preparing the annual report to be laid before the Orissa Legislative Assembly by the State Government ;
- (g) The power to undertake an evaluation of the Scheme operating in the State and for that purpose to collect or cause to be collected statistics pertaining to the rural economy and the implementation of the Schemes and Programmes in the State ;
- (h) Any other duty or function as may be assigned to it by the Central Council or the State Government.

(2) The Orissa Rural Employment Guarantee Council will sit not less than once in a six month to transact business at any place of the State and can take up proceedings as per agenda.

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ORDER—Ordered that the notification be published in the next issue of the *Orissa Gazette* and copies thereof be supplied to all Departments of Government/all H.O.Ds./all R.D.Cs./all Collectors/all P. D., D.R.D.As./all B.D.Os.

By order of the Governor

G. K. DHAL

Commissioner-cum-Secretary to Government